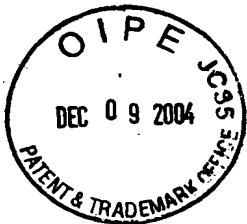


<h1 style="margin: 0;">FEE TRANSMITTAL</h1>	<b>Complete if known</b>
	Application Number: 09/836,781
	Filing Date: April 17, 2001
	First Named Inventor: Whitman
	Group Art Unit: 3721
	Examiner Name: Tran, Louis B.
Total Amt. of Payment: (1)+(2)+(3)= <b>\$784</b>	Attorney Docket Number: 3556-P03147US0

METHOD OF PAYMENT (check one)	FEE CALCULATION (continued)																																
<p>1. The Commissioner is hereby authorized to:</p> <p><input type="checkbox"/> Charge indicated fees</p> <p><input checked="" type="checkbox"/> Charge additional fees</p> <p><input checked="" type="checkbox"/> Credit overpayments</p> <p>to the account of DANN, DORFMAN, HERRELL &amp; SKILLMAN</p> <p>Deposit Account Number <u>04-1406</u></p> <p>2. Payment enclosed:</p> <p style="text-align: center;">Check in the amount of <u>\$784</u></p>	<p><b>ADDITIONAL FEES</b></p> <table style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Fee Description</th> <th style="text-align: right;">Fee Paid</th> </tr> </thead> <tbody> <tr><td>Surcharge-late filing fee or oath</td><td style="text-align: right;">_____</td></tr> <tr><td>Surcharge - late provisional filing fee or cover sheet</td><td style="text-align: right;">_____</td></tr> <tr><td>Extension for response within third month</td><td style="text-align: right;">490</td></tr> <tr><td>Notice of Appeal</td><td style="text-align: right;">_____</td></tr> <tr><td>Filing a brief in support of an appeal</td><td style="text-align: right;">_____</td></tr> <tr><td>Request for oral hearing</td><td style="text-align: right;">_____</td></tr> <tr><td>Petition to revive unavoidably abandoned appl.</td><td style="text-align: right;">_____</td></tr> <tr><td>Petition to revive unintentionally abandoned appl.</td><td style="text-align: right;">_____</td></tr> <tr><td>Issue fee</td><td style="text-align: right;">_____</td></tr> <tr><td>Petitions to the Commissioner</td><td style="text-align: right;">_____</td></tr> <tr><td>Petitions related to provisional applications</td><td style="text-align: right;">_____</td></tr> <tr><td>Submission of Information Disclosure Stmt.</td><td style="text-align: right;">_____</td></tr> <tr><td>Recording each patent assignment per property</td><td style="text-align: right;">_____</td></tr> <tr><td>Other fee (specify) _____</td><td style="text-align: right;">_____</td></tr> <tr> <td style="text-align: right;"><b>SUBTOTAL (3)</b></td> <td style="text-align: right;"><b>\$490</b></td> </tr> </tbody> </table>	Fee Description	Fee Paid	Surcharge-late filing fee or oath	_____	Surcharge - late provisional filing fee or cover sheet	_____	Extension for response within third month	490	Notice of Appeal	_____	Filing a brief in support of an appeal	_____	Request for oral hearing	_____	Petition to revive unavoidably abandoned appl.	_____	Petition to revive unintentionally abandoned appl.	_____	Issue fee	_____	Petitions to the Commissioner	_____	Petitions related to provisional applications	_____	Submission of Information Disclosure Stmt.	_____	Recording each patent assignment per property	_____	Other fee (specify) _____	_____	<b>SUBTOTAL (3)</b>	<b>\$490</b>
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Submitted By Donald R. Piper, Jr. Reg. Number 29,337

Signature  Date December 6, 2004 Deposit Account User ID 04-1406



*Handwritten:* Hw 3721 \$

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Whitman, et al.**

Application No.: **09/836,781**

Attorney Docket No.: **3556-P03147US0**

Filed: **April 17, 2001**

For: **"ELECTRO-MECHANICAL SURGICAL DEVICE"**

Examiner: **Tran, Louis B.**

Group Art Unit: **3721**

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this Response and accompanying papers are being deposited on **December 3, 2004** with the United States Postal Service as first-class mail in an envelope properly addressed to COMMISSIONER OF PATENTS AND TRADEMARKS, Washington, DC 20231.

December 6, 2004  
Date

*Handwritten signature: Robin L. Dolan*  
\_\_\_\_\_  
Robin L. Dolan

**Petition for Extension Under 37 CFR §1.136(a)**

Applicant's undersigned Attorney hereby petitions for an extension of time of **THREE** months beyond the time period set in the last office communication. The proper fee is enclosed as identified in the enclosed Fee Transmittal form.

December 6, 2004  
Date of Certificate

*Handwritten signature: Donald R. Piper, Jr.*  
\_\_\_\_\_  
Donald R. Piper, Jr.  
PTO Registration No. 29,337

12/10/2004 JBALINAN 00000032 09836781

02 FC:2202 144.00 OP  
03 FC:2203 150.00 OP

**AMENDMENT**

In response to the Official Action dated June 4, 2004, please amend the above-identified application as indicated on the following pages.

The amendments to the **claims** begin on **page 2**.

The **remarks** concerning the office action and Applicant's amendments begin on **page 12**.

12/10/2004 JBALINAN 00000032 09836781

01 FC:2253 490.00 OP

~~12/10/2004 JBALINAN 00000032 09836781~~

~~02 FC:2202 144.00 OP~~

~~03 FC:2203 150.00 OP~~